

EXHIBIT 2

1

1 CAUSE NO. DC-16-12593
2 GENBAND MANAGEMENT * IN THE DISTRICT COURT
3 SERVICES CORPORATION, *
4 Plaintiff, *
5 VS. *
6 COEFFICIENT, LLC and *
TELEFFICIENT, LLC, *
7 Defendants/ *
8 Counter- Plaintiffs *
9 VS. *
10 GENBAND MANAGEMENT *
SERVICES CORPORATION, *
11 GENBAND HOLDINGS COMPANY, *
and GENBAND US, LLC, *
12 Counter-Defendants. * 116TH JUDICIAL DISTRICT
13 *****
14 ORAL AND VIDEOTAPED DEPOSITION OF
15 DENNIS MURRAY
16 HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY
17 JUNE 20TH, 2018
18 VOLUME 1
19 *****
20 ORAL AND VIDEOTAPED DEPOSITION OF DENNIS
21 MURRAY, produced as a witness at the instance of the
22 DEFENDANT/COUNTER-PLAINTIFFS, and duly sworn, was taken
23 in the above-styled and numbered cause on the 20th of
24 June, 2018, from 10:12 a.m. to 2:46 p.m., before TAMMY

Dickman Davenport, Inc

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1 LEA STAGGS, CSR in and for the State of Texas, reported
2 by machine shorthand, at the law offices of Baker Botts,
3 2001 Ross Avenue, Suite 1100, Dallas, Texas pursuant to
4 the Texas Rules of Civil Procedure and the provisions
5 stated on the record or attached hereto.

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15	REQUESTED DOCUMENTS/INFORMATION	
16	(None)	
17		
18	CERTIFIED QUESTIONS	
19	(None)	
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PREVIOUSLY MARKED EXHIBITS

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<p style="text-align: center;">8</p> <p>1 PROCEEDINGS</p> <p>2 THE VIDEOGRAPHER: We're on the video</p> <p>3 record at 10:12 a.m. Beginning Media No. 1 of the</p> <p>4 videotaped deposition of Dennis Murray. Today's date is</p> <p>5 June 20th, 2018. If the attorneys present would please</p> <p>6 state their appearance for the record, as well as any</p> <p>7 agreements, after which the court reporter would please</p> <p>8 swear in the witness.</p> <p>9 MR. RUBENSTEIN: Jonathan Rubenstein from</p> <p>10 Baker Botts on behalf of the GENBAND entities and the</p> <p>11 witness. And with me today is Allie Smith and one of</p> <p>12 our summer associates Lisa Miadzvedskaya.</p> <p>13 MR. BEXLEY: Tyler Bexley. I represent</p> <p>14 the Defendants and Counter-Plaintiffs CoEfficient and</p> <p>15 TelEfficient.</p> <p>16 DENNIS MURRAY,</p> <p>17 Having been first duly sworn, testified as follows:</p> <p>18 EXAMINATION</p> <p>19 BY MR. BEXLEY:</p> <p>20 Q. Good morning, sir.</p> <p>21 A. Good morning.</p> <p>22 Q. Please state your full name for the record.</p> <p>23 A. Dennis Arthur Murray.</p> <p>24 Q. And what is your business address, Mr. Murray?</p> <p>25 A. 1602 Castlebar, McHenry, Illinois.</p>	<p style="text-align: center;">10</p> <p>1 A. Forty.</p> <p>2 Q. Did you review them all yesterday or some of</p> <p>3 them prior to coming in yesterday?</p> <p>4 A. Just yesterday.</p> <p>5 Q. Have you ever given a deposition before?</p> <p>6 A. No, I have not.</p> <p>7 Q. I'm sure your counsel has gone over a few of</p> <p>8 the basic rules, but I'm just going to go through some</p> <p>9 ground rules so we're on the same page. The first one</p> <p>10 is, as you can see and as I'm sure you knew, there's a</p> <p>11 court reporter taking down everything I ask and</p> <p>12 everything you answer. So you'll have to give verbal</p> <p>13 answers to everything. Not head nods and shakes. And</p> <p>14 you can't say "uh-huh" or "uh-uh" because that won't get</p> <p>15 captured by the court reporter.</p> <p>16 A. Yes.</p> <p>17 Q. Is that okay?</p> <p>18 A. Yes.</p> <p>19 Q. And, again, because she's taking everything</p> <p>20 down, even if you anticipate where I'm going with the</p> <p>21 question, I'll ask that you let me complete the full</p> <p>22 question before you answer. Minimize interruptions.</p> <p>23 And I'll extend you the same courtesy and -- and do my</p> <p>24 best not to say anything until you finish your answer.</p> <p>25 Is that okay?</p>
<p style="text-align: center;">9</p> <p>1 Q. What is your home address?</p> <p>2 A. The same.</p> <p>3 Q. Okay. Do you work out of your house?</p> <p>4 A. I do.</p> <p>5 Q. You understand you're here today to testify</p> <p>6 regarding a lawsuit between GENBAND and my clients,</p> <p>7 CoEfficient and TelEfficient?</p> <p>8 A. Yes.</p> <p>9 Q. You understand you're here under oath as if</p> <p>10 you were testifying before a jury and a court?</p> <p>11 A. Yes.</p> <p>12 Q. And you understand that what you say here</p> <p>13 today may be played or used in front of a jury in court?</p> <p>14 A. Yes, I do.</p> <p>15 Q. What did you do to prepare for your deposition</p> <p>16 today?</p> <p>17 A. Spent some time yesterday with our lawyers,</p> <p>18 Jonathan and Allie.</p> <p>19 Q. About how long did you spend with them?</p> <p>20 A. About three hours total.</p> <p>21 Q. Was that the first time you had met with them?</p> <p>22 A. Yes.</p> <p>23 Q. Did you review any documents?</p> <p>24 A. Yes.</p> <p>25 Q. Approximately how many?</p>	<p style="text-align: center;">11</p> <p>1 A. Yes.</p> <p>2 Q. And you also understand that if you need a</p> <p>3 break at any time, for any reason, just let me know and</p> <p>4 -- and you can take a break?</p> <p>5 A. Yes.</p> <p>6 Q. The only thing I ask is if there's a pending</p> <p>7 question, you answer the question before taking a break.</p> <p>8 Is that okay?</p> <p>9 A. Yes.</p> <p>10 Q. And, lastly, if I ask a question and you don't</p> <p>11 understand what I've asked, will you just let me know</p> <p>12 and I'll try to rephrase it?</p> <p>13 A. Yes.</p> <p>14 Q. Okay. What is your current employer?</p> <p>15 A. Ribbon Communications.</p> <p>16 Q. And what is Ribbon Communications?</p> <p>17 A. A communications company. Formerly Sonus and</p> <p>18 GENBAND merged together this year to become Ribbon</p> <p>19 Communications.</p> <p>20 Q. What's your title?</p> <p>21 A. Sales leader for the AT&T account.</p> <p>22 Q. And before the merger, you were employed by</p> <p>23 GENBAND?</p> <p>24 A. Yes.</p> <p>25 Q. What was your title at GENBAND?</p>

<p style="text-align: center;">96</p> <p>1 someone at GENBAND made the decision to bring 2 TelEfficient into the fold to provide another option to 3 AT&T to discuss, right? 4 A. I think I testified: I think it was around 5 2013, yes. 6 Q. And then about a year after that, in June 7 2014, after TelEfficient has worked with GENBAND on some 8 energy credits and financing information to present to 9 GENBAND, AT&T subsequently decides to close the 1A deal 10 with GENBAND, right? 11 MR. RUBENSTEIN: Objection, form. 12 A. Can you discuss the linkage you just made in 13 that long sentence? 14 Q. (BY MR. BEXLEY) Yeah. So after -- about a 15 year and a half or a year and change after TelEfficient 16 was brought into the fold -- that's the sequence, the 17 time period when the AT&T deal for 1A closed with 18 GENBAND, right? 19 A. Yes. 20 Q. Do you believe TelEfficient brought any value 21 to GENBAND in helping to close the 1A deal with AT&T? 22 A. Ask -- ask that again or clarify that 23 question. 24 Q. Do you -- do you personally believe that 25 TelEfficient brought any value to GENBAND in helping to</p>	<p style="text-align: center;">98</p> <p>1 Q. Bessel. Nate or Nathan? 2 A. Uh-huh. 3 Q. Yes? 4 A. Yes. 5 Q. Okay. Do you know if AT&T used any of the 6 financial modeling or energy credit information that 7 GEN -- that TelEfficient presented? 8 MR. RUBENSTEIN: Objection, form. 9 A. Explain your question again. 10 Q. (BY MR. BEXLEY) Yes. Do you know if AT&T 11 used, in any way, the financial modeling and energy 12 credit information that TelEfficient presented to AT&T? 13 A. I know they reviewed the financial 14 information. I don't know how they used it. 15 Q. You've never had a discussion of whether they 16 used it on the 1A or any other project? 17 A. No. 18 Q. Do you know if they applied for energy 19 credits? 20 A. They do every day. 21 Q. Have you had any specific discussions around 22 the energy credits that AT&T applied for or received in 23 connection with the 1A deal? 24 A. I may have, but I believe it's prior to 25 closing the deal. I'm not sure that we've talked about</p>
<p style="text-align: center;">97</p> <p>1 close the 1A deal with AT&T? 2 A. In helping to close the deal, no. 3 Q. What about in helping to facilitate or 4 continue discussions relating to the deal? 5 A. Yes. I think that there was significant value 6 in TelEfficient in what we could bring to AT&T for 7 multiple programs. 8 Q. Do you know if AT&T shared that perception? 9 That TelEfficient brought some sort of value to the 10 programs? 11 A. I -- I thought at times that they did, but not 12 certain in the end. 13 Q. And have you ever had specific discussions 14 with anyone at AT&T about what type of value 15 TelEfficient may or may not bring to them? 16 A. Probably, yes. 17 Q. Would those have been with Mr. Watson? 18 A. Perhaps, yes. 19 Q. Among some of the other folks that you 20 mentioned? 21 A. Right. Right. 22 Q. The Gregs? Johnson and Smith? 23 A. Exactly, right. Yes. 24 Q. And Polly -- is it Bessel? 25 A. Bessel.</p>	<p style="text-align: center;">99</p> <p>1 any after. 2 Q. Who is Felipe Gonzalez? 3 A. AT&T. 4 Q. He works for AT&T? 5 A. Uh-huh. 6 Q. He doesn't work for GENBAND? 7 A. Oh, there's two Felipe Gonzalez. 8 Q. Okay. 9 A. There's one at AT&T. We also have one at -- 10 Q. Okay. 11 A. -- at GENBAND. 12 Q. So I'm -- I'm looking at a Felipe Gonzalez at 13 GENBAND. What does he do for GENBAND or Ribbon now? 14 A. I think he's sales. 15 Q. Does he work with AT&T sales? 16 A. Not my AT&T. But, I think, international, 17 yes. 18 Q. Do you recall discussing the 1A deal and 19 TelEfficient's role in that deal with Mr. Gonzalez, 20 ever? 21 A. Perhaps. 22 (Exhibit 62 marked.) 23 Q. (BY MR. BEXLEY) I'm handing you a document 24 I've marked as Exhibit 62. So this is an e-mail from 25 Felipe Gonzalez to a gentleman named Sanjay Bhatia, you,</p>